

JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSANNAH M. BYRD, DISTRICT 2
J. ALEXANDRO LOZANO, DISTRICT 3
MELINA CASTRO, DISTRICT 4
PRESI ORTEGA, JR., DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
BETO O'ROURKE, DISTRICT 8

AGENDA FOR REGULAR CITY COUNCIL MEETING

May 29, 2007
Council Chambers, City Hall
8:30 a.m.

After the meeting is convened, the City Council shall consider the following items in the following order no sooner than the designated times, but may consider them at a later time.

8:30 a.m.: Roll call and Executive Session*
9:00 a.m.: Invocation and Pledge of Allegiance
9:00 a.m.: Ceremonial items followed by all other items posted on the Agenda

*At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

Invocation – Buddhist Roshi Harvey SoDaiho Hilbert
Pledge of Allegiance

MAYOR'S PROCLAMATIONS

1. **MENTAL HEALTH MONTH**
2. **SAM'S CLUB TEACHER OF THE YEAR DAY IN EL PASO**
3. **HUNGER AWARENESS MONTH IN EL PASO**
4. **JIMMY ROGERS, JR. DAY**
5. **A DAY TO WALK IN PEACE**

RECOGNITION

REBECCA FRISENHAHN,
PAST PRESIDENT OF
THE MANHATTAN HEIGHTS NEIGHBORHOOD ASSOCIATION

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

Requests to speak must be received by 9:00 a.m. on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES: [Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

Approval of Minutes for the Regular City Council Meeting of May 22, 2007, and the Special City Council Meeting of May 18, 2007 (Canvassing of 2007 Election Results) and the Special Joint City Council/County Commissioners Court Meeting of May 23, 2007.

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. That the City Manager is hereby authorized to sign an amendment to that certain agreement for Architectural Services (Stanton Toll Facility Improvements) which was entered into by and between the City of El Paso and ASCG Incorporated of New Mexico on February 7, 2006, to increase the services and compensation by an amount not to exceed \$122,935. **(District 8)**
[Engineering, Javier Reyes, (915) 541-4630]

3B. That the City expend additional available funding in the amount of \$203,891 to F.T. James Construction Inc. to fund additional labor and materials for Contract Number 2006-190, Pavo Real Swimming Pool Project. **(District 6)**
[Engineering, Rick Talamo, (915) 541-4884]

3C. Discussion and action that the Mayor be authorized to execute an Interlocal Agreement by and between the City of El Paso, Texas, and the City of Socorro, Texas, whereby the City of Socorro may purchase Automotive Fuel under Contract No. 2003-205 previously awarded by the City of El Paso to Transmountain Oil Company, L.C. **(All Districts)**
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

- 3D.** That the City Manager be authorized to sign a Memorandum of Understanding between the City of El Paso and the Local 51 International Association of Fire Fighters to amend the Articles of Agreement between the City and the Association to change the provisions relating to the types of uniforms that can be provided by the City. **(All Districts)** [Fire Department, Roberto Rivera, (915) 771-1001]
- 3E.** That the City Manager be authorized to sign an Employment Agreement between the City of El Paso and Nora Rayas to employ Nora Rayas as a Library Technology Manager for the El Paso Public Library at a biweekly rate of \$2,038.68. The term of the contract shall be for the period of June 5, 2007, through June 4, 2008. Funding Source: 53010201-501011-01101-53000. [Public Library, Carol Brey-Casiano, (915) 534-5413]
- 3F.** That the City of El Paso supports the El Paso Electric Company's participation in funding the Windows of the Wild renewable energy demonstration project at the El Paso Zoo with Renewable Energy Program funds. **(All Districts)** [Zoo, Steve Marshall, (915) 521-1855]

4. BOARD APPOINTMENT:

Alisa Jorgensen as alternate to the Zoning Board of Adjustment by Representative Beto O'Rourke, District 8.
[Representative Beto O'Rourke, (915) 541-4268]

5. FINANCIAL SERVICES:

Request that the City Manager be authorized to sign an amendment to contract 2005-094R (Sexual Assault Services for the El Paso Police Department) by and between the City of El Paso and Tenet Hospitals Limited d/b/a Sierra Medical Center entered into on May 29, 2007, whereby both parties agree to comply with requirements of the Federal Anti-Kickback Statue and Stark Law. **(All Districts)**
[Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

6. BIDS:

- 6A.** The award of Solicitation No. 2007-116 (Pest Control Services) to Lone Star Pest Control for a total estimated award of \$61,740.

Department:	General Services, Building Maintenance
Award to:	Lone Star Pest Control
	El Paso, Texas
Items:	All
Annual Estimated Amount:	\$20,580
Account No.:	31010326 – 01101 - 502220
Funding Source:	Operating Account, Citywide Building Maintenance
	NOC, Pest Control Contracts
Total Estimated Award:	\$61,740
Districts:	All

This is a three year service contract.

The Departments of Financial Services and General Services, Building Maintenance Division recommend award as indicated to the lowest, responsible and responsive bidder. [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

- 6B.** The award of Solicitation No. 2007-135 (Rental of Portable Restrooms) to Frontera Sanitation for a total estimated award of \$240,000.

Department: Parks and Recreation
 Award to: Frontera Sanitation
 El Paso, Texas
 Items: All
 Option: Vendor offers the City the option to extend the term of the contract at the same unit prices for two additional years if the option is exercised within two years from the date of the award.
 Annual Estimated Amount: \$80,000
 Account No.: 51010216 – 502411 - 01101
 Funding Source: Leases NOC-General Operating Fund
 Total Estimated Award: \$240,000
Districts: All

This is a requirements type contract with an initial term of thirty-six months.

The Departments of Financial Services and Parks & Recreation recommend award as indicated to the lowest responsive, responsible bidder.
 [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

- 6C.** The award of Solicitation No. 2007-143 (Maintenance Service {Oil & Lube} Light Duty Vehicles - Rebid) to Prontolube, Inc. for a total estimated award of \$60,000.

Department: General Services-Fleet Division
 Award to: Prontolube, Inc.
 El Paso, Texas
 Items: All
 Option: Vendor offers the City the option to extend the term of the contract at the same unit prices for one or two additional years if the option is exercised within one or two years from the date of the award.
 Annual Estimated Amount: \$30,000
 Account No.: 37370510 – 503125 - 45202
 Funding Source: Fleet Services Division Internal Service Fund
 Total Estimated Award: \$60,000
Districts: All

This is a requirements type contract with an initial term of twenty-four months.

The Departments of Financial Services and General Services-Fleet Division recommend award as indicated to the lowest responsive, responsible bidder.
 [Financial Services/Purchasing, Terrence Freiburg, (915) 541-4313]

REGULAR AGENDA - INTRODUCTIONS**7. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:**

**Public comment typically is not taken during the introduction of ordinances.
Public comments are invited at the date of the scheduled public hearing.**

- 7A.** An Ordinance vacating a portion of a 20-foot alley abutting Lots 1,2, 3, 4, and Lots 24, 25, 26, out of Block 89-A, Logan Heights Addition, City of El Paso, El Paso County, Texas. Subject property: East of Alabama Street and North of Fred Wilson Avenue. Applicant: City of El Paso. **(District 2)**
[Development Services/Planning, Christina Stokes, (915) 541-4627]
- 7B.** An Ordinance amending Title 9 (Health and Safety), Chapter 9.52 (Fire Prevention Code), Section 3301.1.3.1 (Prohibition) providing for temporary possession and sale of fireworks within 5000 feet of the El Paso City limits of the El Paso City Code. **(All Districts)**
[City Attorney's Office, Ernesto Rodriguez, (915) 541-4550]
- 7C.** An Ordinance repealing Ordinance Number 013472 which authorized the Twelve Travelers Review Committee and provided for the appointment of and defined the duties of members of the committee. **(All Districts)**
[Economic Development, Kathryn Dodson, (915) 541-4670]
- 7D.** An Ordinance authorizing the City of El Paso to Quitclaim a 1.6529 acre parcel, more or less, being a portion of the O.A. Danielson Survey No. 315, El Paso County, Texas, to Crinco Lands, Ltd. **(District 6)**
[Financial Services, Gonzalo Cedillos, (915) 541-4074]
- 7E.** An Ordinance authorizing the City of El Paso to sell a 0.596 acre parcel, more or less, being all of Lot 1 and portions of Lots 2, 3, 4, 5, 24, 25, 26 and a portion of tract 1 and a portion a 20-foot alley (vacated), Block 89-A, Logan Heights Addition, El Paso, El Paso County, Texas, to Rick Marquez. **(District 2)**
[Financial Services, Gonzalo Cedillos, (915) 541-4074]
- 7F.** An Ordinance amending Title 19 (Subdivisions) of the El Paso City Code by amending Chapter 19.12 (Parkland Dedication), Section 19.12.090 (Bonus Reductions for Recreational Improvements) amending Subsection 19.12.090a. (Bonus Reduction Applicability) to provide regulations for bonus reduction, if any, for private park amenities provided within single-family, two-family, and multi-family development and specifying the criteria, and amending Subsection 19.12.120 (Applicability) to address the applicability of the amendment, the penalty being as provided in Section 19.04.190 of the El Paso City Code. **(All Districts)** [Parks and Recreation, Norman C. Merrifield, (915) 541-4910]

PUBLIC HEARING WILL BE HELD ON JUNE 5, 2007, FOR ITEMS 7A - 7F

- 7G.** An Ordinance changing the zoning of Tracts 13 and 14, Hughes Subdivision, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: North of Roseway Drive and West of New Haven Drive. Applicant: MJ Real Properties, Inc. ZON07-00028 **(District 7)**
[Development Services/Planning, Natalie Nevarez-Straight, (915) 541-4904]

- 7H.** An Ordinance changing the zoning of the following real property described as Parcel 1: a portion of Lot 3, Block 9, Canutillo Industrial Park, City of El Paso, El Paso County, Texas, from R-3 (Residential) to C-3 (Commercial) and imposing a condition; Parcel 2: a portion of Lots 4 and 5, Block 9, Canutillo Industrial Park, City of El Paso, El Paso County, Texas, from R-3 (Residential) to C-3 (Commercial); and imposing a condition. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: North of Los Mochis Avenue and West of Interstate 10. Applicants: Chanate Partners, LTD. ZON07-00022 **(District 1)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 7I.** An Ordinance changing the zoning of Tract 11, Section 16, Block 80, Township 1, Texas and Pacific Railroad Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to M-1 (Light Manufacturing), and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: North of Dyer Street and West of O'Donnell Street. Applicants: Jobe Materials, LP. ZON07-00024 **(District 4)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 7J.** An Ordinance granting Special Permit No. ZON07-00034 to allow for a convalescent home on the property described as Lot 4, Block 3, Cielo Vista Park East Unit Two, City of El Paso, El Paso County, Texas, pursuant to Section 20.22.040B of the El Paso City Code. The penalty being as provided in Chapter 20.68 of the El Paso City Code. Subject Property: 1440 Miracle Way. Applicant: ReadyOne Industries, Inc. ZON07-00034 **(District 7)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
- 7K.** An Ordinance changing the zoning of a portion of Lot 2, Block 46, Sun Ridge Unit 12, City of El Paso, El Paso County, Texas, from A-O/SC (Apartment/Office/Special Contract) to C-3/SC (Commercial/Special Contract), and imposing a condition. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: Zaragoza Road, West of Sun Country Drive. Applicant: Michael and Elizabeth Noe. ZON07-00018 **(District 6)**
[Development Services/Planning, Esther Guerrero, (915) 541-4720]
- 7L.** An Ordinance changing the zoning of Lot 7, Block 6, Northgate Replat C, City of El Paso, El Paso County, Texas, from C-1 (Commercial) to C-3 (Commercial). The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: 9400 Dyer Street. Applicant: Northgate Plaza, LLC. ZON07-00019 **(District 4)**
[Development Services/Planning, Esther Guerrero, (915) 541-4720]

PUBLIC HEARING WILL BE HELD ON JUNE 19, 2007, FOR ITEMS 7G – 7L

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9:00 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8:00 a.m. to 5:00 p.m.

REGULAR AGENDA – PUBLIC HEARINGS**8. PUBLIC HEARINGS – DEVELOPMENT SERVICES**

- 8A.** An Ordinance changing the zoning of a portion of Tract 2A, Block 1, Morehead Block, City of El Paso, El Paso County, Texas, from R-4 (Residential) to C-3 (Commercial) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: West of Casa Drive and North of Montana Avenue. Applicant: Casa Ford Lincoln Mercury. ZON07-00006 **(District 2)** [Development Services/Planning, Esther Guerrero, (915) 541-4720]
POSTPONED FROM 05-15-07
- 8B.** An Ordinance changing the zoning of the following real property described as: Parcel 1: Tract 3F, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential); Parcel 2: A portion of Tract 3A, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to C-4 (Commercial); Parcel 3: A portion of Tracts 1A, 2, and 3A, Section 21, Block 80, Township 1, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas, from R-F (Ranch and Farm) to R-5 (Residential) and imposing conditions. The penalty is as provided for in Chapter 20.68 of the El Paso City Code. Subject Property: West of Dyer Street and North of Ashley Road. Applicant: MIMA Properties, LLC and Newman Ranch Partners, LP. ZON07-00016 **(District 4)**
[Development Services/Planning, Melissa Granado, (915) 541-4730]
POSTPONED FROM 05-08-07 AND 05-15-07
- 8C.** An Ordinance granting a Special Privilege to Government Employees Credit Union (GECU) permitting the encroachment of two subsurface storm drain pipelines beneath a portion of public right-of-way on Robert E. Lee Road. Fee: \$1,760.00. SP-06007 **(District 3)**
[Development Services/Planning, Esther Guerrero, (915) 541-4720]
- 8D.** An Ordinance granting a Special Privilege authorizing the temporary closure of Franklin Avenue between Santa Fe Street and Oregon Street for City-sponsored “Grand Opening Celebration” and “Teen Fest” events on June 16, 2007. SPL07-00006. **(District 8)**
[Development Services/Planning, Esther Guerrero, (915) 541-4720]
- 8E.** An Ordinance granting a Special Privilege to Regent Communications - El Paso to temporarily close a portion of Santa Fe Street between Franklin Avenue and San Antonio Avenue; San Francisco Avenue (Trolley Lane) between Santa Fe Street and El Paso Street; Durango Street (access road abutting Convention Center) between San Francisco Avenue and San Antonio Avenue; and Main Drive between Santa Fe Street and El Paso Street on Friday, June 29, 2007, through Monday, July 2, 2007, for the El Paso Downtown Street Festival. Fee: \$225.00. SPL07-00004. **(District 8)**
[Development Services/Planning, Esther Guerrero, (915) 541-4720]
- 8F.** An Ordinance amending the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of the Plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended, to remove Clark Drive and Dale Road. **(District 3)**
[Development Services, Chuck Kooshian, (915) 541-4632]

- 8G.** An Ordinance amending the 2025 Proposed Thoroughfare System as detailed in the Map Atlas of the Plan for El Paso and its related documents as originally approved by the El Paso City Council in 1999, and as subsequently amended, to remove the proposed minor arterial between the proposed extensions of Pebble Hills and Rich Beem. **(District 5)**
[Development Services, Chuck Kooshian, (915) 541-4632]
- 8H.** Discussion and action on an appeal to a decision rendered by the Historic Landmark Commission on April 2, 2007, for 1800 Elm. HPO7002 **(District 2)**
[Development Services/Planning, Christina Valles, (915) 541-4930]

9. PUBLIC HEARING – ENGINEERING:

- 9A.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.200 (Schedule XVII - Restrictions on Parking in Residential Districts) and Section 12.88.180 (No Stopping or Standing – Tow-Away Zone) of the El Paso City Code to add an area on Campestre Lane. The penalty being as provided in Section 12.88.180F (Violation - Penalty) of the El Paso City Code. **(District 7)**
[Engineering/Traffic Division, Ted Marquez, (915) 541-4035]
- 9B.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.030 (Schedule III - Parking Prohibited at all Times on Certain Streets) of the El Paso City Code to delete certain sections of Edgemere Drive and to add other sections of Edgemere Boulevard. The penalty being as provided in Section 12.84.010 of the El Paso City Code. **(District 3)**
[Engineering/Traffic Division, Ted Marquez, (915) 541-4035]
- 9C.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.040, Schedule IV (Parking Prohibited during Certain Hours on Certain Streets), Paragraph J (No Parking 7:00 am to 4:00 pm) of the El Paso City Code, to modify portions of Linum Drive. The penalty being as provided in Section 12.85.110 (Violation--Penalty) of the El Paso City Code. **(District 7)** [Engineering/Traffic Division, Ted Marquez, (915) 541-4035]
- 9D.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), Subsection “F” (Thirty-Five Miles per Hour) of the El Paso City Code to add New World Drive. The penalty is as provided in Section 12.84.010 of the El Paso City Code. **(District 6)** [Engineering/Traffic Division, Ted Marquez, (915) 541-4035]
- 9E.** An Ordinance amending Title 12 (Vehicles and Traffic), Chapter 12.88 (Schedules), Section 12.88.150 (Schedule XIV, Speed Limits), Subsection “G” (Forty Miles per Hour) of the El Paso City Code to add Helen of Troy Drive from Redd Road to Desert North Boulevard. The penalty is as provided in Section 12.84.010 of the El Paso City Code. **(District 1)**
[Engineering/Traffic Division, Ted Marquez, (915) 541-4035]

10. PUBLIC HEARING – FIRE DEPARTMENT:

That the Mayor be authorized to sign an Ordinance granting a franchise for Dominion Ambulance, LLC, to operate a Non-Emergency Ambulance Transfer Service.
(All Districts) [Fire Department, Janet Walker, (915) 771-1000]

11. PUBLIC HEARING – TAX OFFICE:

An Ordinance authorizing the City Manager to execute a quitclaim (tax resale) deed conveying all right, title, and interest in real property located at 4708 Atlas Avenue, as more particularly described in the Ordinance, to Jose M. Uresti in accordance with Section 34.05. **(District 2)** [Tax Office, Carmen I. Perez, (915) 545-5481]

REGULAR AGENDA – OTHER BUSINESS**12. MAYOR AND COUNCIL:**

12A. Discussion and action to direct that the City Manager evaluate and submit staff recommendations to the City Council for the purpose of issuing a variance to Alamo Fireworks, Inc. located at 13690 Montana Avenue.

[Representative Presi Ortega, Jr., (915) 541-4701] **POSTPONED FROM 05-15-07**

12B. Discussion and action regarding the placement of No Parking Signs and/or creating a No Parking Zone on Cielo Vista Drive across from Crawford Auto Plaza by the Montana Avenue intersection.

[Representative Jose Alexandro Lozano, (915) 541-4515]

12C. Discussion and action regarding turning responsibility of Singh Street back to the City of El Paso. [Representative Eddie Holguin, Jr., (915) 541-4178]

12D. Discussion and action to request the repositioning of the lights at Pebble Hills Park, located at 3200 Fierro Dr (at the request of George Atkins).

[Representative Presi Ortega, Jr.]

12E. Discussion and action on forming an Ethics Ordinance Review Ad Hoc Committee to be composed of the Rules Legislative Review Committee and four members of the Ethics Commission to include Andre Ewing, Jesus Padilla, Richard Pineda, and Gerald Mangrum. [Representative Beto O'Rourke, (915) 541-4268]

12F. Discussion and action to file a complaint with the Federal Communications Commission against T-Mobile for their failure to comply with the Nationwide Programmatic Agreement for Review of Effects on Historic Properties in the installation of a cell tower located at 2219 Piedras Street.

[Representative Susie Byrd, (915) 541-4996]

13. FINANCIAL SERVICES:

Discussion and action on a Resolution which authorizes the City Manager to execute a novation agreement whereby the City of El Paso agrees to recognize John D. Williams Company d/b/a JDW Insurance as the successor in interest in that certain agreement between the City of El Paso and Crest Benefits Consulting, Inc. dated March 2, 2004. **(All Districts)** [Office of Management and Budget, David Almonte, (915) 541-4011]

14. CITY MANAGER:

City Manager's report of current events and issues:

14A. Discussion and action on issues related to Storm 2006.

[Development Services, R. Alan Shubert, (915) 541-4557]

14B. Working session on Ordinances introduced on May 15, 2007, and scheduled for public hearing on June 5, 2007. Discussion, review, and direction regarding possible changes relating to the following ordinances:

14B1. An Ordinance amending Title 20 (Zoning) of the El Paso City Code by replacing Title 20 in its entirety in order to establish zoning regulations; create use districts in accordance with the comprehensive plan; regulate within such districts the height, bulk, and use of buildings and structures, the size of yards, open spaces, use of land for commercial, industry, residence, and other purposes; adopting a zoning district map; provide for the role and authority of the City Plan Commission, Zoning Board of Adjustment, and City Council; regulate the density of dwellings and other structures and the percentage of lot that may be occupied by structures; provide for site plan approval; provide for nonconforming uses and structures; define certain terms as used within this ordinance; provide for special use permits; specify minimum requirements for off-street parking of motor vehicles and off-street loading areas; provide for overlay districts; provide for development standards for all uses; provide for regulations regarding signage; provide for enforcement including penalties of a fine not to exceed \$2,000 or civil penalty not to exceed \$500 for each and every offense; provide for injunctive relief; and provide for the following: findings of fact; repealer; severability; effective date; and proper notice and a hearing.

[Development and Infrastructure Services, Patricia D. Adatao, (915) 541-4853]

14B2. An Ordinance amending Title 18 (Building and Construction) of the El Paso City Code by creating Chapter 18.46 (Landscape) in order to establish the minimum standards for installation and maintenance of irrigation and landscape within the Corporate Limits of the City; and providing for a criminal penalty, Class C misdemeanor not to exceed \$2,000, and civil penalty up to \$500 for violation of the Code.

[Development and Infrastructure Services, Patricia D. Adatao, (915) 541-4853]

14B3. An Ordinance amending Title 18 (Building and Construction), Chapter 18.02. (Building and Construction Administrative Code), Section 18.02.109 (Permit Fees), Subsection 18.02.109.2.5 (Plan Deposit) of the El Paso City Code to delete the exception for a deposit for a sign permit, the penalty being as provided in Section 18.02.107 of the El Paso City Code. [Development and Infrastructure Services, Patricia D. Adatao, (915) 541-4853]

14B4. An Ordinance amending Title 9, Health and Safety, of the El Paso City Code by deleting Chapter 9.20 (Tree Pest Control) in its entirety.

[Development and Infrastructure Services, Patricia D. Adatao, (915) 541-4853]

- 14B5.** An Ordinance amending Title 9 (Health and Safety) of the El Paso City Code by adding Chapter 9.11, Tree Care, which will define the care, destruction, and planting of trees located on City property and to prevent certain hazards and nuisances created by trees located on private property, the penalty being as provided in Chapter 1.08 (General Penalty) of the El Paso City Code.
[Development and Infrastructure Services, Patricia D. Aauto, (915) 541-4853]
- 14B6.** An Ordinance amending Title 2 (Administration and Personnel), Chapter 2.30 (Construction Board of Appeals), Section 2.30.060 (Powers) of the El Paso City Code to add additional powers to the Construction Board of Appeals.
[Development and Infrastructure Services, Patricia D. Aauto, (915) 541-4853]
- 14B7.** An Ordinance amending Title 5 (Business Taxes, Licenses, and Regulations) of the El Paso City Code by adding Chapter 5.30 (Flea Market Operator Permit), Chapter 5.34 (Home Occupation License) and Chapter 5.94 (Sign Permit Fees, Licenses and Bonds) in order to set forth the requirements for licensing, permits, fees, and revocation of such licenses. Providing for a criminal penalty of a Class C Misdemeanor and a fine not to exceed \$2,000; and a civil penalty not to exceed \$500 per day. [Development and Infrastructure Services, Patricia D. Aauto, (915) 541-4853]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

Section 551.071	CONSULTATION WITH ATTORNEY
Section 551.072	DELIBERATION REGARDING REAL PROPERTY
Section 551.073	DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074	PERSONNEL MATTERS
Section 551.076	DELIBERATION REGARDING SECURITY DEVICES
Section 551.087	DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS

Discussion and action on the following:

- EX1.** Workers' Compensation subrogation interest regarding Rosemary Smith. (551.071)
[City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]
- EX2.** Workers' Compensation subrogation interest regarding Raul Vargas. (551.071)
[City Attorney's Office, Maria Guadalupe Martinez, (915) 541-4550]
- EX3.** Discussion and action regarding matters related to 916 Madtone, Estate of Benigna Contreras. (551.071) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY FRIDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov/>